

BEFORE THE BOARD OF EDUCATIONAL EXAMINERS
OF THE STATE OF IOWA

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EXECUTIVE DIRECTOR
BOARD OF EDUCATIONAL EXAMINERS

JAN 15 2019

In the matter of:) BOEE Case No. 18-93
) Folder # 235184
TIMOTHY J. HOOD,)
)
Respondent.) **COMBINED STATEMENT OF**
) **CHARGES, SETTLEMENT**
) **AGREEMENT, AND FINAL ORDER**

In accordance with the provisions of Iowa Code sections 17A.12(5) and 272.2(4) and 282 Iowa Administrative Code rule 11.4(6), and with full knowledge of the right to demand a formal hearing before the Board upon the pending complaint prior to the imposition of sanction upon his licenses, the Respondent expressly waives the right to a disciplinary hearing and notifies the Board of his desire to resolve the pending complaint through means of informal disposition.

The Respondent concedes the jurisdiction of the Board for all issues relevant hereto and voluntarily consents to the State's counsel presenting this agreement to the Board with the terms provided. If the Board does not accept the terms of this agreement, the disciplinary hearing will be rescheduled and the stipulations contained herein are not binding upon the Respondent and will not be presented against him at the time of hearing without further agreement of the Respondent.

Board approval of this settlement shall constitute resolution of this matter and will be entered as a FINAL ORDER of the Board.

NOTICE OF HEARING

A hearing in this matter will not be held, as the State and Respondent have entered into the following consent agreement in lieu of scheduling a contested case hearing. If the Board does not accept this Combined Statement of Charges, Settlement Agreement, and Final Order, the matter may be set for hearing in accordance with 282 Iowa Administrative Code rule 11.7.

STATEMENT OF CHARGES

Count I

Respondent is charged with failing to use time granted for the purpose for which they were intended, in violation of 282 Iowa Administrative Code rule 25.3(4)(e).

Count II

Respondent is charged with fraud, which is defined as knowingly providing false information or representations made in connection with the discharge of duties, in

violation of 282 Iowa Administrative Code rule 25.3(1)(a).

STIPULATIONS

1. Respondent holds a PROFESSIONAL ADMINSITRATOR LICENSE (FOLDER # 235184) with the following endorsements: Evaluator, PK-12 Superintendent & AEA Administrator, and PK-8 Principal. This license is current and will next expire on September 30, 2023. Respondent also holds an expired STANDARD LICENSE.

2. During the relevant facts of this matter, Respondent was employed as the superintendent with the Keokuk Community School District.

3. On June 1, 2018, the Board of Educational Examiners received a complaint against Respondent alleging a violation of the Code of Ethics.

4. On October 5, 2018, the Board found probable cause to proceed to hearing based upon the facts set forth in paragraph 5 below.

5. Investigation revealed that on more than one occasion in 2015 and 2016, there was evidence indicating Respondent inaccurately documented work time.

6. Respondent denies the allegations against him. However, he agrees to this settlement agreement to resolve the matter and to avoid the burden and expense of proceeding to hearing.

SETTLEMENT AGREEMENT

7. This Combined Statement of Charges, Settlement Agreement, and Final Order constitutes the final resolution of a contested case proceeding and shall have the force and effect of a disciplinary order entered following a contested case hearing.

8. In order to resolve this matter and avoid the burden and expense of proceeding to hearing, Respondent agrees to the following conditions:

a. Respondent accepts a WRITTEN REPRIMAND.

b. Respondent agrees to successfully complete at least fifteen in-person contact hours in "Ethics for Educators," which is offered by the ISEA, or "Ethical Educators," which is offered by the PEI, within ONE YEAR of the date the Board accepts this Combined Statement of Charges, Settlement Agreement, and Final Order. Respondent is responsible for all costs associated with the completion of the educational course. Respondent shall provide the Board with proof of completion of the ethics course.

9. In addition, Count II, that Respondent engaged in fraud in violation of 282 Iowa Administrative Code rule 25.3(1)(a), IS DISMISSED.

LICENSEE DECLARATION

I understand that this Combined Statement of Charges, Settlement Agreement, and Final Order is subject to the approval of the Board and will have no force or effect if it is not accepted by the Board.

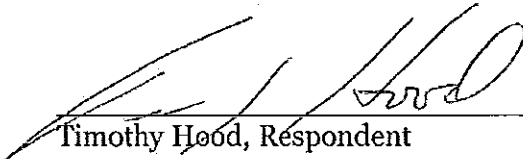
I understand State's counsel will present this Combined Statement of Charges, Settlement Agreement, and Final Order to the Board *ex parte*.

I agree to comply with the requirements set forth in the stipulations and requirements of this Combined Statement of Charges, Settlement Agreement, and Final Order and understand that my failure to do so can result in additional discipline of my licenses.

I understand that this Combined Statement of Charges, Settlement Agreement, and Final Order is a public record, which will become part of my permanent licensure file and will be available for public inspection and reproduction.

I understand that my name will be added to the national clearinghouse database kept by the National Association of State Directors of Teacher Education and Certification (NASDTEC).

1-15-2019
Date


Timothy Hood, Respondent

ORDER

IT IS THE FINAL ORDER OF THE IOWA BOARD OF EDUCATIONAL EXAMINERS THAT:

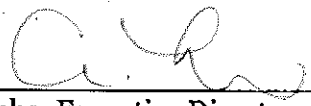
1. Count II, violation of 282 Iowa Administrative Code rule 25.3(1)(a), IS DISMISSED.

2. The conduct with which Respondent has been charged in Count I constitutes a violation of the Code of Professional Conduct and Ethics governing the teaching profession. Respondent is REPRIMANDED for the charged conduct.

3. Respondent shall successfully complete at least fifteen in-person contact hours in "Ethics for Educators" or "Ethical Educators" within ONE YEAR of the date of this Order. Respondent is responsible for all costs associated with the completion of the educational course. Respondent shall provide the Board with proof of completion of the ethics course.

4. In determining the appropriate sanction to impose in this case, the Board has considered the nature and seriousness of the allegations as well as mitigating circumstances.

Dated this 22nd day of February, 2019.


Ann Lebo, Executive Director
Iowa Board of Educational Examiners

Copies to:

Timothy Hood
RESPONDENT

Thomas Foley
ATTORNEY FOR RESPONDENT

Allison Schmidt
ATTORNEY FOR THE STATE